

FOR PUBLICATION

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

ZAYN AL-ABIDIN MUHAMMAD
HUSAYN; JOSEPH MARGULIES,
Petitioners-Appellants,
v.
JAMES ELMER MITCHELL; JOHN
JESSEN,
Respondents,
UNITED STATES OF AMERICA,
Intervenor-Appellee.

No. 18-35218
D.C. No.
2:17-cv-00171-
JLQ

ORDER

On Remand from the United States Supreme Court

Filed April 25, 2022

Before: Richard A. Paez, Circuit Judge, and
Dean D. Pregerson,* District Judge.

Order

* The Honorable Dean D. Pregerson, United States District Judge
for the Central District of California, sitting by designation.

COUNSEL

David F. Klein and John Chamberlain, Pillsbury Winthrop Shaw Pittman LLP, Washington, D.C.; Jerry Moberg, Jerry Moberg & Associates, Ephrata, Washington; for Petitioners-Appellants.

H. Thomas Byron III and Catherine H. Dorsey, Appellate Staff; Joseph H. Harrington, United States Attorney; Civil Division, United States Department of Justice, Washington, D.C.; for Intervenor-Appellee.

ORDER

On March 3, 2022, the Supreme Court issued its opinion in this case, reversing our prior judgment in *Husayn v. Mitchell*, 938 F.3d 1123 (9th Cir. 2019). *See United States v. Zubaydah*, 142 S. Ct. 959 (2022). As directed by the Supreme Court, the district court's judgment dismissing Petitioner-Appellants' application for discovery under 28 U.S.C. § 1782 is **AFFIRMED**.